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8 Attorneys for Defendants

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 MARGIE CHERRY and ESTORIA
12 CHERRY on behalf of themselves and all
13 others similarly situated,

14 Plaintiffs,

15 vs.

16 THE CITY COLLEGE OF SAN
17 FRANCISCO ("City College");
18 LAWRENCE WONG, in his official
19 capacity as President of the Board of
20 Trustees; MILTON MARKS, III, in his
21 official capacity as Vice-President of the
22 Board of Trustees; DR. NATALIE BERG,
23 JOHNNIE CARTER, JR., DR. ANITA
24 GRIER, JULIO J. RAMOS, RODEL E.
25 RODIS, in their official capacities as
26 members of the Board of Trustees; and
27 DR. PHILIP R. RAY, JR., in his official
28 capacity as Chancellor;

Defendants.

Case No.: C04-4981 WHA

CLASS ACTION

**STIPULATION AND [proposed] ORDER
RE EXPERT WITNESS DEPOSITION
SCHEDULE**

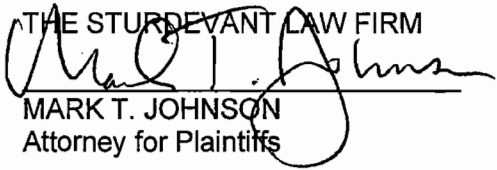
1 IT IS HEREBY STIPULATED by and between the parties that the current
 2 schedule for completion of two expert depositions be extended by three court days,
 3 subject to approval of the Court, for good cause shown. The parties require additional
 4 time to conduct discovery that is necessary for the completion of expert discovery in the
 5 above captioned matter, as well as to trial preparation.

6 The parties have diligently conducted expert discovery. The parties have
 7 collectively disclosed eleven expert witnesses. Defendants have chosen not to depose
 8 one of Plaintiffs' experts, and of the remaining ten depositions, four expert depositions
 9 have been completed and a fifth expert deposition has been started. The parties have
 10 two expert depositions scheduled on Thursday, December 15th and two expert
 11 depositions scheduled for Friday, December 16th. The deposition of Defendant's expert
 12 Kim Blackseth was started on December 12th, but was not completed because of fatigue
 13 related to his disability (Mr. Blackseth is a quadriplegic). In addition, the deposition of
 14 Defendants' expert Tim Gilbert, which was scheduled for December 14th, must be
 15 rescheduled because the witness is ill.

16 As discussed above, the parties have already scheduled two depositions per day
 17 for Thursday and Friday this week, and by weeks' end, will have completed eight of the
 18 ten expert depositions. The parties respectfully request that the Court permit the
 19 depositions of Mr. Blackseth and Mr. Gilbert to be completed on or before December
 20 21, 2005, thus extending expert discovery for this limited purpose by three court days.

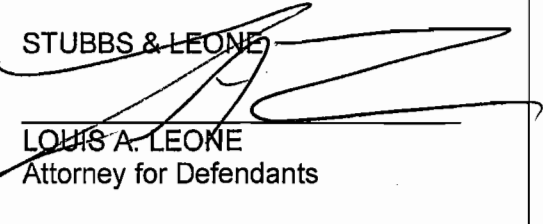
21
 22 Dated: December 14, 2005

THE STURDEVANT LAW FIRM

23 
 24 MARK T. JOHNSON
 25 Attorney for Plaintiffs

26 Dated: December 14, 2005

STUBBS & LEONE

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 28 LOUIS A. LEONE
 Attorney for Defendants

ORDER

For good cause shown, the parties' stipulation is approved. The two depositions identified therein shall be completed on or before December 21, 2005.

IT IS SO ORDERED.



DATED: December 16, 2005

HON. WILLIAM H. ALSUP
United States District Judge